

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

### EXTRAORDINARY

### No. 2

#### GOVERNMENT OF GOA

Department of Panchayati Raj & Community  
Development

Directorate of Panchayats

#### Notification

25/7/8/DEV/VOL/V/2004

Whereas section 244-A of the Goa Panchayat Raj Act, 1994 empowers the Government to exercise the functions enumerated in the Schedules I and II appended to the said Act without consultation with the Panchayat.

And whereas it is expedient and in the public interest that the Government intends to exercise some of the functions enumerated in the said Schedules I and II appended to the said Act.

Now therefore, in pursuance of the provisions of the said section 244-A of the Act, the Government hereby makes the following scheme, namely.—

1. This Scheme may be called the Goa Panchayat Raj exercise of functions by the Government from the Schedules I and II appended to the Act.

2. *Definitions.*— In this Scheme unless the context otherwise required.—

(a) "Act" means the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994).

(b) "Block Development Officer" means the Block Development Officer appointed by the Government in the concerned Block.

(c) "Director" means the Director of Panchayats appointed under section 2(9) of the Goa Panchayat Raj Act, 1994.

(d) "Functions" means any of the functions specified in Schedule I and II appended to the Act.

(e) "Government" means the Government of Goa.

(f) "Housing Board" means the Goa Housing Board constituted under the Goa Housing Board Act, 1968.

(g) "Panchayat" means a Village Panchayat established under section 3.

(h) "Schedule" means the Schedules appended to the Act.

(i) Words and expression used but not defined in this scheme, shall have the same meaning as defined in the Act.

3. *Functions to be exercised by the Government.*— The Government may, in the public interest, exercise any of the functions specified in Schedule I and/or Schedule II and undertake any of the activities specified therein without the consultation of the Panchayat.

4. *Identification of the activities.*— The activities to be undertaken shall be identified by the Government from any areas of the Panchayat and/or Zilla Panchayat specified in Schedules I and II. The Government may inform the Director about the activities identified and the functions to be executed by the Government.

5. *Procedure to be followed by B.D.O.*— (1) The Director on receipt of the direction from the Government instruct the concerned B.D.O. to prepare the estimates, obtain the technical sanction in respect of the activities to be undertaken on the direction of the Government.

(2) The B.D.O. shall take the assistance of the Extension Officer (Rural Engineering) in preparing the estimates and obtain the technical sanction.

(3) The B.D.O. while preparing the estimates shall ensure that neither the Panchayat, the Zilla Panchayat nor any other Agency has any plan or has issued any tenders or work orders in respect of the works to be undertaken under this scheme.

(4) The B.D.O. and the Extension Officer (Rural Engineering) shall maintain the records in respect of each work undertaken under this scheme in accordance with the Financial Rules as well as the C.P.W.D. Manual.

6. *Administrative approval and expenditure sanction.*— (1) The B.D.O. shall thereafter seek the administrative and expenditure approval from the Director.

(2) The Director may, thereafter, convey the administrative approval as well as expenditure sanction, after obtaining the approval from the Finance (Exp.) Department, Secretariat, Panaji-Goa.

7. *Execution of Works.*— (1) The Director on obtaining the approval from the Finance Department shall send all the relevant papers pertaining to the estimates, technical sanction alongwith the copy of the sanction order to the Goa Housing Board for executing the works as may be mutually agreed upon under intimation to the concerned Block Development Officer.

(2) The Housing Board shall get the proposed works identified through the concerned Block Development Officer and thereafter invite tenders.

(3) In case the tendered amount is 10% above the estimated cost or below the estimated cost, the Housing Board shall seek the approval of the Government before issuing the work orders.

(4) The Housing Board will reimburse the actual expenditure incurred by it towards the advertisements and administrative cost such as stationery etc. provided that such expenditure shall not exceed 1% of the estimated cost.

8 *Issue of Work Orders.*— (1) The Housing Board thereafter shall issue the work orders and get the works executed in accordance with the specifications and terms and conditions of the tenders.

(2) The Director or any other Officer authorized by the Government shall have the right to inspect the ongoing works.

(3) It shall be the joint duty and responsibility of the Block Development Officer and the Extension Officer (Rural Engineering) to ensure that the work is executed in accordance with the specifications and terms and conditions of the tenders.

9. *Ceiling cost.*— The cost of each work to be undertaken under this scheme shall not exceed Rs. 5.00 lakhs (Rupees five lakhs only).

10. *Utilization of funds.*— (1) The Housing Board on completion of the work, shall furnish the Completion Certificate as well as the Utilization Certificate in respect of the funds placed at their disposal and the balance amount if any, should be refunded to the Government to the Budget Head under which the amount has been drawn within 30 days from the date of completion of the work.

(2) The Government may provide a special fund under Budget

Head: 2515 — Other Rural Development Programmes

00 —

102 — Community Development

10 — Infrastructure Development of Villages (Plan)

61 — Minor works

for the implementation of this scheme.

11. *Sanctioning Authority.*—The Director shall be the sanctioning authority under this scheme.

12. This scheme shall apply only to those Panchayats whose annual income is less than Rs. 3.00 lakhs and the sanction of amount under this scheme shall be at the discretion of the Government amongst such Village Panchayats.

13. This scheme is issued with the concurrence of the Finance Department vide D.O. No. 2941 dated 28-09-2004.

14. This scheme supersedes the earlier scheme notified vide Notification No.25/7/8/DEV/VOL/V/2004 dated 28th September, 2004 published in

the Official Gazette No. 26 Series I dated 29th September, 2004 (Extraordinary No.3) and corrigendum No.25/7/8/DEV/VOL/V/2004 dated 4-10-2004 published in the Official Gazette No. 30 Series I dated 21-10-2004.

By order and in the name of the Governor  
of Goa

N. B. Narvekar, Director of Panchayats & ex  
officio Joint Secretary.

Panaji, 23rd November, 2004.